



State of Washington  
Application for a Water Right Permit

☐ SURFACE WATER ☒ GROUND WATER  
☒ Permanent ☐ Temporary ☐ Short Term

For Ecology Use  
(Date Stamp)

Follow the attached instructions. Attach additional sheets as necessary.

A NON-REFUNDABLE MINIMUM FEE OF \$50.00 PAYABLE TO  
THE DEPARTMENT OF ECOLOGY MUST ACCOMPANY THIS APPLICATION.

Section 1. APPLICANT

\$50 fee OK-EG 8-19-08

Applicant/Business Name: SwiftWater Ranch, LLC, a Washington limited liability company	Phone No: (206) 650-4015	Other No: (509) 674-3836 (attorney)
Address: 19688 SE 184 <sup>th</sup> Street		
City: Renton	State: WA	Zip: 98058-0627
Email Address (optional): gleasonproperties@comcast.net		

Contact Name (if different from above): Traci Shallbetter	Phone No: (509) 674-3836	Other No: (509) 260-0037
Relationship to Applicant: Attorney for Applicant		
Address: Shallbetter Law, 3201 Airport Road		
City: Cle Elum	State: WA	Zip: 98922-9222
Email Address (optional): traci@shallbetterlaw.com		

Section 2. STATEMENT OF INTENT

Briefly describe the purpose of your proposed project: New groundwater right to serve Group A water system supporting a 56-unit residential development. Such new groundwater right will be mitigated by, and water budget neutral through, transfer to State Water Trust of the approximately 30 consumptive AF of water associated with the 1890 priority dated surface water right Claim 2255.

Anticipated length of time to complete your project: 20 years

**Water Use** List all purposes for which water will be applied to a beneficial use and list quantity required for each.

Purpose(s) of Use	Rate (check one box only)		Acre-Feet per Year (AF/YR) (If known)	Period of Use (Continuously or Seasonal)
	<input type="checkbox"/> Cubic Feet per Second (CFS)	<input checked="" type="checkbox"/> Gallons per Minute (GPM)		
Domestic Use for 56 single-family residences and a barn/community center	105 gpm peak rate demand		28.45 AF/YR	Continuous
Irrigation of common area landscaping (< 9000 sf)	105 gpm		1.45 AF/YR	May 1-Sept. 15

For Ecology Use	APPLICATION NO: <u>64-35208</u>	SEPA: <u>Exempt/Not Exempt</u>
	Fee Paid: <u>08-15-2008</u> Check No: _____	ECY Coding: 001-001-WR1-0285-000011
Date Returned _____	By _____	Priority Date <u>08-15-2008</u> By _____
		WRIA: <u>39</u> <u>KITITAS</u>



Is this a request for a short term project (less than four months and non-recurring)? ☐ YES ☒ NO

Is this request for a temporary permit? ☐ YES ☒ NO

If yes to either question above, indicate the dates that the water will be needed:

FROM: \_\_\_\_/\_\_\_\_/\_\_\_\_ TO: \_\_\_\_/\_\_\_\_/\_\_\_\_

For Ecology Use	APPLICATION NO: _____		SEPA: Exempt/Not Exempt	
	Fee Paid: _____	Check No: _____	ECY Coding: 001-001-WR1-0285-000011	
Date Returned _____		By _____	Priority Date _____	By _____ WRIA: _____



Section 3. POINT OF DIVERSION OR WITHDRAWAL

Complete A or B, and C below

**A.) If Surface Water Source**  

☐ Spring ☐ Creek ☐ River ☐ Lake  
☐ Other: \_\_\_\_\_

Source Name: \_\_\_\_\_

Tributary to: \_\_\_\_\_

Number of proposed diversion points: \_\_\_\_\_

Do you have an existing diversion? ☐ YES ☐ NO

**B.) If Ground Water Source**  

☒ Well(s) ☐ Other: \_\_\_\_\_

Well diameter & depth: 10.5 feet & 265 feet deep

Number of proposed points of withdrawal: 1 (although more could be used if desired by Ecology or interested parties)

Do you have an existing well? ☒ YES ☐ NO

If available, attach Water Well Report and pump test.

Well Tag ID No. ABX638 (and potentially AKW 676 or ACX-671, ACX-687)

C.) Point of Diversion/Withdrawal – Legal Description

Parcel No.	1/4	1/4	Section	Township	Range	County
034935 (20-16-26000-0006)	SE	SE	26	20N	16E	Kittitas
Lot(s)	Block(s)		Subdivision			

If known, enter the distances in feet from the point of diversion or withdrawal to the nearest section corner:  
\_\_\_\_\_ Feet (☒ North/☐ South) and \_\_\_\_\_ feet (☐ East/☒ West)  
from the (☐NW ☐SW ☐NE ☒SE ☐ \_\_\_\_\_ ) corner of Section 26.

Parcel No.	1/4	1/4	Section	Township	Range	County
Lot(s)	Block(s)		Subdivision			

If known, enter the distances in feet from the point of diversion or withdrawal to the nearest section corner:  
\_\_\_\_\_ feet (☐ North/☐ South) and \_\_\_\_\_ feet (☐ East/☐ West)  
from the (☐NW ☐SW ☐NE ☐SE ☐ \_\_\_\_\_ ) corner of Section \_\_\_\_\_

NOTE: If more than two points of diversion/withdrawal attach additional information on a separate sheet of paper.

Do you own the land on which the proposed point of diversion/withdrawal is located? ☒ YES ☐ NO  
If no, do you have legal authority to make this application for use of another's land? ☒ YES ☐ NO  
Provide the owner name(s), address, and phone number: Mark and Barbette Fremmerlid, 16838 234<sup>th</sup> Way SE, Maple Valley, WA 98038, 206-423-7067

Section 4. PLACE OF USE

Attach a copy of the legal description of the property (on which the water will be used) taken from a real estate contract, property deed or title insurance policy, or copy it carefully in the space below.

Lots 2 and 3 as recorded in Book 32 of Surveys at page 64, under Auditor's File No. 200602090028, records of Kittitas County, State of Washington, and Lots 12 and 13 as recorded in Book 22 of Surveys at pages 81-82, under Auditor's File No. 199609180019, records of Kittitas County, State of Washington, all being a part of the East 1.2 of Section 26 and the west 1/2 of Section 25, T20N, R. 16E, W.M., Kittitas County, Washington. (See attached).

1/4	1/4	Section	Twp.	Range	County	Parcel No.
NW	NE	25	20N	16E	Kittitas	012127 (Cameron)
NW	NE	25	20N	16E	Kittitas	866036 (Cameron)
NW	NE	25	20N	16E	Kittitas	012129 (Taylor)
W	1/2	25	20N	16E	Kittitas	904935 (Fremmerlid)
W	1/2	26	20N	16E	Kittitas	034935 (Gleason)

Do you own all the lands on which the proposed place of use is located? ☐ YES ☒ NO.

If no, do you have legal authority to make this application for use of another's land? ☒ YES ☐ NO  
Provide owner name(s), address, and phone number:

Mark and Barbette Fremmerlid, 16838 234th Way SE, Maple Valley, WA 98038, 206-423-7067



John and Terri Taylor, 2331 Fir Street, Bellingham, WA 98229, 360-296-0522  
Duane and Linda Cameron, PO Box 274, Enumclaw, WA 98022, (253) 334-2673  
Gleason Properties, LLC, 19688 SE 184th Street, Renton, WA 98058, (206) 650-4015  
For purposes of this application, SwiftWater Ranch LLC is the authorized agent and representative of all of the owners of the land where the water will be used.

Are there any other water rights or claims associated with this property or water system? ☒ YES ☐ NO  
If yes, provide the water right and/or claim numbers: The subject property has the benefit of approximately 8.5 consumptive AF/year of water rights associated with Claim 02255 as amended by (A)04465 and (A)04493, which rights are currently in the Trust Water Program pursuant to the Pendente Lite Order entered into Re: Water Rights Claim No. 02255, Subbasin No. 3 (Teanaway). The Applicant's rights to the benefit of such 8.5 AF is further explained in the Report of Examination for Change for such rights and in the attached letter from Joe Mentor. Claim 2255(A), (B), and (C) (formerly held by David Lyons as Trustee) has been acquired by the Applicant with the intention of transferring such right to the State Water Trust for purposes of mitigating the proposed consumptive use/new water right.

Attach a map of your project showing the point of diversion/withdrawal and place of use. If platted property, be sure to include a complete copy of the plat map.

Section 5. WATER SYSTEM DESCRIPTION

Describe your proposed water system (include type and size of devices used to divert or withdraw water from source): The water system will consist of developing the existing well(s) located within the proposed place of use and/or developing a new well(s) as needed to supply the proposed services. The ground water will be pumped into storage, and disttribution lines will convey the water from storage to serve the connections. The source capacity, source water quality, storage capacity, distribution lines, and service lines will be designed and installed in accordance with the standards and specifications of the Washington State Department of Health and Kittitas County Fire Code. In addition, source and service meters will be installed to insure the system operates within its water rights.

Section 6. DOMESTIC WATER SUPPLY SYSTEM INFORMATION

Complete A or B, and C below

<b>A.) Domestic Water Systems only</b>	<b>B.) Municipal Water Systems only</b> <i>(defined under RCW 90.03.015)</i>
Projected number of connections to be served: 57	Present population to be served water: _____
Type of connections:56 single family residences; community center or barn <i>(e.g., home, recreational cabin)</i>	Estimate future population to be served: _____ (20 year projection)
<b>C.) Water System Planning</b>	
Do you have a Water System Plan approved by the Washington State Department of Health, Drinking Water Division? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
If yes, date plan was approved ____/____/____ Water System Number:_____	



Name of water system: \_\_\_\_\_

Are you within the service area of an existing water system? ☐ YES ☒ NO

If yes, explain why you are unable to connect to the system: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## Section 7. IRRIGATION/STOCKWATER/OTHER FARM USES

### Irrigation

Total number of acres requested to be irrigated under this application = <0.25 ACRES

NOTE: Outline the area to be irrigated on your attached map.

### Stockwater

List number and kind of stock: N/A

\_\_\_\_\_

Is the proposed project for a dairy farm? ☐ YES ☒ NO

### Other Proposed Farm Uses

Describe all proposed uses: None

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

### Family Farm Water Act (RCW 90.66):

Calculate the acreage in which you have a controlling interest, including only:

- Acreage irrigated under water rights acquired after December 8, 1977,
- Acreage proposed to be irrigated under this application, and
- Acreage proposed to be irrigated under other pending application(s).

Is the combined acreage under existing rights greater than 6000 acres? ☐ YES ☐ NO

Do you have a controlling interest in a Family Farm Development Permit? ☐ YES ☐ NO

If yes, enter Permit No: \_\_\_\_\_

## Section 8. OTHER WATER USES

### Hydropower

Indicate total feet of head \_\_\_\_\_ and proposed capacity in kilowatts: \_\_\_\_\_

Describe works: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Indicate all uses to which power is to be applied: \_\_\_\_\_

FERC License No: \_\_\_\_\_

### Mining/Industrial Use

Describe use, method of supplying and utilizing water: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_



Other Use

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Section 9. WATER STORAGE

Will you be using a dam, dike, or other structure to retain or store water? ☒ YES ☐ NO

Are you proposing to store more than 10 acre-feet of water? ☐ YES ☒ NO

Will the water depth be 10 feet or more? ☒ YES ☐ NO

If you answered yes to any of the above questions, please describe: Storage may be required to meet the operating, equalizing, standby, and fire suppression storage requirements. The storage facility(s) will consist of an above ground tank(s) approved by the Washington State Department of Health.

NOTE: If you will be storing 10 acre-feet or more of water and/or if the water depth will be 10 feet or more at the deepest point and some portion of the storage will be above grade, you must also complete an Application for Permit to Construct a Reservoir and a Dam Construction Permit and Application.

Section 10. DRIVING DIRECTIONS

Provide detailed driving directions to the project site: FROM CLE ELUM/ELLENSBURG ON I-90:

Take Exit 85 towards WA-903/970 Wenatchee, Turn Right/East onto 903/970, Continue East on on 903/970 about 6 miles, property will be on left hand (north) side of 970, just beyond the former U-Fish RV Park. This will put you on the south (Hwy 970) portion of the property. To reach the north (Red Bridge Road) side of the property, Take Exit 85 towards WA-903/970 Wenatchee. Turn Right/East on 903, 970 and Continue East about 3 miles. Turn LEFT (north) onto Masterson Road, then immediately RIGHT onto Red Bridge Road. Follow Red Bridge Road about 3 miles to 5130 Red Bridge Road. Property will be on right (south) side of road

Site Address: 5130 Red Bridge Road, Cle Elum, WA 98922

Section 11. REQUIRED SIGNATURES

I certify that the information provided in this application is true and accurate to the best of my knowledge. I understand that in order to process my application, I grant staff from the Department of Ecology access to the site for inspection and monitoring purposes. Even though the employees of the Department of Ecology may have assisted me in the preparation of the above application, all responsibility for the accuracy of the information rests with me, the applicant.

<u>Swiftwater Ranch, LLC</u> Print Name (Applicant or authorized representative)	<u>[Signature]</u> Signature	<u>8/7/08</u> Date
<u>Swiftwater Ranch LLC</u> Print Name (Landowner of Place of Use)	<u>[Signature]</u> Signature	<u>8/7/08</u> Date
<u>Gleason Properties</u> Print Name (Landowner of Place of Use)	<u>[Signature]</u> Signature	<u>                    </u> Date
<u>Mark + Barbette Frimmerlid</u> Print Name (Landowner of Place of Use)	<u>[Signature]</u> Signature	<u>                    </u> Date
<u>John + Terri Taylor</u>		
<u>Duane + Linda Cameron</u>		



Print Name  
(Landowner of Place of Use)

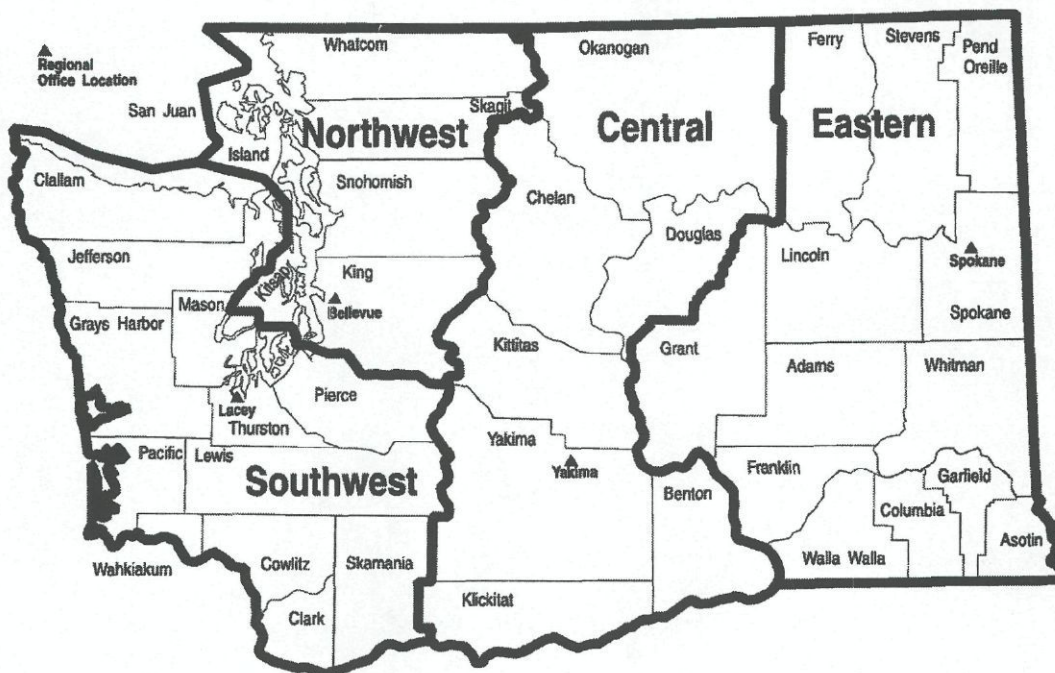
Signature

Date

Submit your application to: DEPARTMENT OF ECOLOGY  
CASHIERING SECTION  
PO BOX 5128  
LACEY WA 98509-5128

Please check the region in which your proposed project is located.  
☐ Southwest ☐ Northwest ☒ Central ☐ Eastern

Below is a map of the State of Washington, with outlines of the four Ecology regional offices. If you have questions about your application, contact the Water Resources program at the regional office in which your project is located.



Southwest Regional Office: 360-407-6300

Northwest Regional Office: 425-649-7000

Central Regional Office: 509-575-2490

Eastern Regional Office: 509-329-3400

*If you need this document in an alternate format, please call the Water Resources Program at 360-407-6600. Persons with hearing loss can call 711 for Washington Relay Service. Persons with a speech disability can call 877-833-6341*



## State of Washington INSTRUCTIONS for the Application for a Water Right Permit

Please read these instructions carefully. Be accurate and complete in filling out your application, as the information you provide is very important in processing your application. Be sure to attach your fees, maps, and any additional information related to the water uses you are proposing.

If you need assistance, please contact the regional office in which your project will be located. A map of the Ecology regions is on the back page of the application. If your answers to any questions are longer than the space provided, you may attach additional sheets as necessary.

### Check Boxes

Check the appropriate box for Surface or Ground Water.  
Check the appropriate box for Permanent, Temporary, or Short Term use (duration of 4 months or less).

### Application Fee

- A minimum fee of \$50.00 is required for each new application for a water right permit.